ACT

Prorogating the

MONETHLY MAINTENANCE

FOR FIVE

MONETHS,

VIZ.

From the first of *March* 1648. to the first of *August*, 1648.

EDINBURGH,

Printed by *Evan Tyler*, Printer to the Kings most Excellent Majestie. 1648.

Edinburgh 9. *Maii* 1648.

THe Eſtates of Parliament conſidering the dangers now threatning Religion, the Covenant, the Kings Majeſty and the Peace of thir Kingdoms, and that they are thereby neceſſitat to keep up the Forces within this Kingdom, and to provide for their entertainment: Have therefore thought fit to prorogate and continue the Monethly maintenance in that ſame proportion it was firſt laid on, and that for the ſpace of five moneths; *viz.* from the firſt day of *March* laſt, to the firſt day of *Auguſt* next to come: And therefore Statutes and Ordains that ilk Shire and Burgh within this Kingdom, are and ſhall be lyable and obliged in payment of the particular ſums of money underwritten, for each of the five moneths maintenance abovementioned, at the times and with the exceptions after ſpecified: And Ordains the ſame to be paid in to Sir *John Weems* of *Bogie* Theſaurer of the Army, and collector Generall

of the said maintenance, or his deputies and sub-collectors appointed by him for receiving thereof at the termes following, *viz.* The first three moneths of *March*, *Aprill* and *May*, betwixt, and the last day of *May* and the other two moneths of *June* and *July*, betwixt and the fifteenth day of *July* next to come: And in the payment hereof, the Estates Ordains the haill quarterings, and any payment of maintenance since the first of *March* last to the first day of *August* next to come, to be allowed, and retained, and discompted to them by the Generall Commissary, or his debuties, sub-collectors to be charged upon the accompts of the Armie, the same being proven and instructed, according to the act of quarterings of the 22. day of *February*, 1645. And that the sumes to be paid by the severall Shires and Burroughs be as follows, *viz.* The Sheriffdom of *Orkney* of monethly pay 1143 l. *Innernes* 4176.l. *Caithnes* 945.l. *Cromartie* 99.l. *Sutherland* 423.l. *Nairn* 315.l. *Elgine* 1890.l. *Aberdeen* 6543.l. *Bamff* 1431.l. *Kincardine* 1566.l. *Forfar* 5004.l. *Pearth* 8001.l. *Fyfe* 6642.l. *Stirling* 2538.l. *Kinrosse* 144 l. *Clackmannan* 522.l. *Edinburgh* 4167.l. *Linlithgow* 1746.l. *Hadingtoune* 3384.l. *Bervick* 3555.l. *Roxburgh.* 5778.l. *Selkirk* 1278.l. *Peebls* 1638.l. *Lanerk* 5382.l. *Air* 6066.l. *Wigtoune* and *Stuartrice* of *Kirkcudbright* 4374.l. *Drumfreis* 4446.l. *Renfrew* 2205.l. *Dumbartan* 1233.l. *Argyle* 2907.l. *Bute* 459.l.

Follows the sumes payable monethly, by the Burrows conform to their taxt Roll, *viz.* *Edinburgh* 5175.l. *Pearth* 810.l. *Dundie* 1200.l. *Aberdeen* 1260.l. *Stirling* 240.l. *Linlithgow* 324.l. *Standrois* 780.l.

780.l. *Glaſgow* 1530.l. *Air* 342.l. *Hadingtoune* 324.l. *Dyſert* 270.l. *Kirkcaldie* 600.l. *Monroſſe* 324.l. *Couper* 216.l. *Auſtruther* eiſter 180l. *Drumfreis* 270.l. *Innernes* 450.l. *Breichen* 120.l. *Irwing* 252.l. *Elgine* 135.l. *Fedburgh* 126.l. *Kirkcudbright* 180 l. *Wigtoun* 135.l. *Pettenweyme* 120.l. *Dumfermling* 162.l. *Dumbartan* 162.l. *Renfrew* 90.l. *Lanerk* 162.l. *Aberbrothok* 81.l. *Bruntiland* 216.l. *Peibles* 108.l. *Craill* 216.l. *Kinghorn* 108.l. *Tayne* 90.l. *Selkirk* 126.l. *Auſtruther* weſtir 54.l. *Culroſs* 90.l. *Dumbar* 180.l. *Bamff* 72.l. *Whithorne* 45.l. *Forfar* 27.l. *Rotheſay* 60.l. *Forres* 54.l. *Rutherglen* 45.l. *Northvervick* 36.l. *Collein* 27.l. *Nairne* 36.l. *Lawder* 45.l. *Innerkeithing* 90.l. *Kilrynnie* 27.l. *Annan* 30.l. *Lochmaben* 18.l. *Sanquhar* 27.l. *Gallaway* 18.l. *Dinguall* 18.l. *Cudenſſerrie* 108.l. *Dornoch* 18.l.

For the better inbringing and collecting thereof; The Eſtates of Parliament appoints Sir *John Weems* of *Bogie*, with power to him to appoint deputis, ane or moe in each Shire and Pariſh in maner conteaned in the Act for the Tax and Loan, which collectors, deputies of Shires, and Pariſhes, and Clerkes of Shires, ſhall have ſuch fees as is allowed in that Act for the loan and taxt, Ilks are to be uplifted out of the Shires and Pariſhes, beſides the five moneths maintenance, But that the Burghs be free of all payment of the foreſaids fees, inregard they collect their proportions upon their own charges: And alſo with power to him to nominate a Clerk to this maintenance, who is to have the ſame fee for thir five moneths proportionable, as was allowed by Parliament for the laſt nine moneths. And the Eſtates Ordains, that the letters and charges to follow upon this Act, for

payment of the foresaid maintenance, shall be raisit and direct at the instance of the said Sir *John Weemes* and collectors aforesaid against the sub-collectors of Shires, Magistrates of Burrows, collectors of Parishes, Heretors, Fewers, Life-Renters, and others adebted in payment of their severall proportions of this maintenance now imposed, with reservation of the suspensions underwritten: And Ordains the said sub-Collectors, Collectors of Parishes, Heritors, Fewers, Life-Renters and others, so to be charged by the General Commissary, to have Letters of reliefe, as is Ordaind by the Act for the Taxt and Loan. And for the more speedy ingathering of the saids five moneths maintenance, at the terms of payment abovewritten. The Generall Collector is hereby warranted, that if any Shire or Burgh be deficient in payment of their parts of this maintenance, at the times aforesaid, he either imploy some of his own Troop, or any others of the Forces, that shall happen to be on the bounds for the time as he shall think fit, for uplifting of this maintenance from the deficient Shires, Burghs, and Parishes; and ilks Troopers are to receive their entertainment from the deficients, at the ordinary rates, besides the payment of there maintence. And it is hereby Ordaind, that the Committes of War be aiding and assisting to the Generall Commissary herein for inbringing of this maintenance.

And now the Estates of Parliament understanding by the report of the proceedings of the Commissioners, lately imployed, for trying of burnt and wasted lands, that the Shires and Burghs underwritten, are not able to make ready ane totall payment of the sums impo-

impoſed on them for this maintenance: Therefore untill farder tryall be tane therein, the Parliament doth hereby ſuſpend the lifting of the particular ſummes underwritten, from the Shires and Burghs reſpective following, *viz.* From the Sheriffdom of *Innernes*, 666.l. 13.s. 4.d. From the Sheriffdom of *Sutherland*, 36.l. 13.s. 4.d. From the Sheriffdom of *Nairne*, 103.l. 6.s. 8.d. From the Sheriffdom of *Elgine*, 333.l. 6.s. 8.d. From the Sheriffdom of *Aberdeen*, 1333.l. 6.s.8.d. From the Sheriffdom of *Bamff*, 318.l. From the Sheriffdom of *Forfar* 133.l.6.s.8.d. From the Sheriffdom of *Pearth*, 1333.l. 6.s. 8.d. From the Sheriffdom of *Stirling*, 133.l. 6.s.8.d.

Item, For the Burroughs, *viz.* From *Pearth*, 333.l. From *Aberdeen*, 666.l. 13.s.4.d. From *Stirling*, 53 l. 6.s. 8.d. From *Innernes*, 450. l. From *Brecthen*, 120.l. From *Elgine*, 53.l. 6.s.8.d. From *Dumbartan*, 54.l. 13.s. 4.d. From *Tayne*, 24.l. From *Bamff*, 72.l. From *Forfar*, 8.l. From *Rothſay*, 20.l. From *Forres*, 54.l. From *Collein*, 27.l. From *Nairne*, 36.l.

The Shires and Burghs always paying punctually the ſums, over and above what is ſuſpended, at the terms aforeſaid: And in regard of the preſent diſtreſſed condition of the Sheriffdoms of *Argyle* and *Bute*; The Eſtates do exeem the whole Sheriffdom of *Argyle* from all payment of the foreſaid five moneths maintenance: As alſo exeems the Sheriffdom of *Bute* from all payment of the equall half of the monethly maintenance abovewritten, impoſed upon that Shire for the ſaids five moneths: And Ordain the ſame Shire of *Bute* to be onely liable in payment of the other half of the ſaid monethly maintenance for theſe five moneths: And declares the Ile of *Arram*

ram to be altogether free of any payment of that half, but the reſt of the Sheriffdom of *Bute* to pay the ſame.

And alſo, The Eſtates declares this preſent Act to be without prejudice of the Act granted in favours of the Town of *Innernes* of the 5. of *Januarij*, 1647. That any Taxations or Impoſitions to be laid on that Town, be allowed to them in part of their loſſes, conform to the Tenor of the Act.

And for the ſums particularly above ſuſpended, That the Generall Commiſſary ſute no payment thereof before the laſt day of *Auguſt* next to come, that betwixt and that time it may be tried what part and portions of that ſuſpended maintenance may be raiſed of the Shires: And for tryall thereof, Ordains Commiſſions to be direct to ſuch perſons, as the Parliament or Committee of Eſtates ſhall appoint, as the ſame ſhall be called for by theſe Shires and Burghs, in whoſe favours the ſuſpenſions are granted; and that betwixt and the ſaid laſt day of *Auguſt*, the report of the ſaids Commiſsions be returned, that accordingly the ſuſpended maintenance may be either diſcharged, or called for. And in caſe of the not return of the report as ſaid is, the Commiſſary Generall is hereby warranted after the ſaid laſt day of *Auguſt*, to charge for the haill maintenance of theſe Shires, without conſideration of the ſuſpenſions.

And alſo it is Ordaind, that no Retention, Suſpenſion, or diſcharge of this preſent maintenance be granted for any cauſe, other nor is above written for burnt and waſted lands, excepting onely for quarterings and payments as aforeſaid; and ſuch Lands, Rents,

Annual

Annual Rents, and other duties mortified to Colledges, Schools, Hoſpitals, Miniſters and School-maſters ſtipends, and for upholding Kirks and Bridges, ilks mortifications are to be deduced in each Shire, but notwithſtanding, the Shire beſides to be liable in payment of their whole maintenance: And that all other Heritors, Life-Renters, Takiſmen, Titulars, propper Woodſetters, Pentioners, Conjunct-fiears, Lady tercers and others, ſubject to the valuation within Shires and Burghs: ſhall be lyable to their proportionable part of this maintenance, notwithſtanding of any Act paſt, or to be paſt in their favours, other nor is above ſet down, or to be paſt by this preſent Parliament.

And in regard of this prorogating of the maintenance on the Shires and Burghs, for the five moneths above mentioned, *viz.* From the firſt of *March* laſt to the firſt of *Auguſt* next to come, at the full maintenance abovewritten: It is Statute and Ordaind by the Eſtates of Parliament, that every debtor ſhall have retention from the Creditors of ane and a half of each eight, payable for annuall Rent, for the ſaids five moneths above ſpecified; ſo that the debtor ſhall only be liable in payment of ſix and a half of annuall Rent for each hundreth of ſtock for theſe five moneths: And becauſe the foreſaid monethly maintenance was only continued upon the Shires and Burghs, and payable by them, from the firſt of *November* laſt, to the ſaid firſt of *March* laſt, with deduction of ane third part of the ſaid maintenance during that ſpace: Therefore the Eſtates grants only retention to the debtors, of ane of each eight, payable for annuall Rent during the ſaid ſpace, from the ſaid firſt of *Novemb.* to the ſaid firſt of *March*,

during the isk time the debtor shall onely be liable in payment of seven of annuall Rent, for each hundreth of stock; with this provision, that no debtor whatsoever shall have the foresaid benefit of retention, who shall not pay his annuall Rent to the Creditor, within the space of ane year after that ane preceding years annuall Rent is fully restand unpaid.

And farder it is provided, That what ever creditor shall take band, promise, or condition from his Debtor, for payment of the haill annuall Rent at 8: *per Centum*, without retention of ane and a half for the hundreth, or shall not grant the retention aforesaid; shall be conveened and censured as ane Usurer; notwithstanding of any such paction by word or writ.

And lastly, It is Ordained that no suspension be granted without consignation, as is appointed by Act of maintenance of the 27. of *February* 1645. And that all Heritors within Burgh and Pendicles, and Liberties thereof (including for *Edinburgh* as Pendicles of the same, the houses Tenements and Yairds in *Leith, Cannogate* and pleasands, whereof the Town is either Proprietars or Superiors; and for the other Burrows, all that have been in use to be taxed with them) shall contribute with them for payment of the Maintenance, as is mentioned in the said Act of the 27. of *February*, 1645.

And last, to the end that the payment of this maintenance be also equall and proportionable as can be: The Parliament Ordains the valuers of the severall Shires already named by Parliament or Committee of Estates, to meet, revise, and rectifie the valuation in the Shires: Provided alwayes, that notwithstanding of this tryall, the Shires be liable in payment to the generall Com-

Commiſſar of the whole ſums abovewritten laid on them by this Act.

And Ordains, that the Lands and Teinds ſhall pay the foreſaid Maintenance, as they lie locally in Shires or Burghs, conform to the former Acts of maintenance. And it is hereby declared, that this Act is to be without prejudice of the Priviledges of the Lords of Seſsion conform to former Acts of maintenance. And Ordains this Act to be printed, and the former Act of Loane and Taxt to be re-printed and publiſhed, and gives hereby Warrant to the Clerk of Regiſter for that effect.

Alex. Gibſon, Cler. Regiſt.

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